

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Application No. | 09/349,915 | Art Unit: | 1644 |
| Applicant: | June <i>et al.</i> | Examiner: | Phillip Gambel |
| Date Filed: | July 8, 1999 | Conf. No. | 7335 |
| Docket No. | 36119.125US10 | Cust. No. | 23483 |
| Title: | Methods for Selectively Stimulating Proliferation of T Cells | | |

CERTIFICATION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being transmitted via facsimile to Examiner Phillip Gambel at the United States Patent and Trademark Office at (571) 273-0844.

9/22/04

Date of Transmission

Rochelle Capobianco
Rochelle Capobianco

TERMINAL DISCLAIMER

Dear Sir:

Pursuant to 35 U.S.C. § 253 and 37 C.F.R. § 1.321, Genetics Institute, Inc., (now Wyeth), the Regents of the University of Michigan, and the United States as Represented by the Secretary of the Navy, owners of the above-referenced patent application, hereby disclaim the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,352,694, U.S. Patent No. 6,534,055, and the expiration date of the full statutory term of any patent to issue in U.S. Serial No. 08/253,964, U.S. Serial No. 08/592,711 and U.S. Serial No. 09/350,202, all of which are also co-owned by Genetics Institute, Inc., (now Wyeth), the Regents of the University of Michigan, and the United States as Represented by the Secretary of the Navy.

Any patent granted on the subject application shall be enforceable only for and during such period that such patent is commonly owned with U.S. Patent No. 6,352,694, U.S. Patent No. 6,534,055, U.S. Serial No. 08/253,964, U.S. Serial No. 08/592,711 and U.S. Serial No. 09/350,202.

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Appl. No. 09/349,915
T.D. over USPNs 6,352,694, and 6,534,055; and
USSNs 08/253,964, 08/592,711 and 09/350,202

In making the above disclaimer, Genetics Institute, Inc. (now Wyeth), the Regents of the University of Michigan, and the United States as Represented by the Secretary of the Navy do not disclaim any portion of the term of any patent granted on the instant application that would extend beyond invalidation or other premature termination of enforceability of U.S. Patent No. 6,352,694, U.S. Patent No. 6,534,055, and any patent to issue in U.S. Serial No. 08/253,964, U.S. Serial No. 08/592,711 and U.S. Serial No. 09/350,202.

Please charge our Deposit Account No. 08-0219 for the petition fee pursuant to 37 C.F.R. § 1.20(d).

Respectfully submitted,

Date: September 22, 2004


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